



Attorney Docket No. 3522 P 003

#12/11/03
3/8/03
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Ronald Samuel Blackhurst

Serial No. 09/805,786

Filed: March 13, 2001

For: BARREL MIXER

)

)

)

) Group Art Unit: 1723

)

) Examiner David L. Sorkin

)

)

RECEIVED
APR 30 2003
GROUP 1700

Box Fee Amendment
Commissioner for Patents
Washington D.C., 20231

RESPONSE TO OFFICE ACTION MAILED OCTOBER 28, 2002

Sir:

This is a Reply to the Office Action mailed October 28, 2002. The original period of response is a shortened statutory period of three (3) months from the mailing date. Applicants have filed concurrently herewith a Petition for a three (3) month extension of time. Accordingly, the time period for response is extended to April 28, 2003, and this Amendment is submitted within that time limit. Applicants respectfully request reconsideration and allowance of the pending claims in the present Application in view of the Amendments and Remarks below.

Note, this Amendment and Response is being submitted in a form which complies with the proposed changes to 37 C.F.R. 1.121 as set forth in the OG Notice dated 2/25/03. Accordingly, all pending claims are identified by number and appropriate status identifier.

STATUS OF THE APPLICATION

Claims 1-6 were originally submitted in the present application. In the Office Action dated October 28, 2002, the Examiner rejected: claims 3 and 5 under 35 U.S.C. § 112 as being indefinite; claims 1 and 4-6 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 4,294,548 to Watson ("Watson"); and claims 2 and 3 under 35 U.S.C. § 103(a) as being unpatentable over Watson in view of U.S. Patent No. 5,492,401 to Halsted ("Halsted"). By this Response, claims 3 and 5 are canceled without prejudice to reinstate and Applicant has amended claim 6 to correct a typographical error; thus, claims 1, 2, 4, and 6 are at issue.